

Chair Anne Boyle called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Gerald Vap present and Commissioner Frank Landis excused. Chair Boyle invited the public to address the Commission and also announced that a copy of the Nebraska Open Meetings Act was posted in the meeting room. No announcements were made.

GENERAL ADMINISTRATION

Notice was duly published April 22, 2008 on Page 8 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held April 30, 2008 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

COMMUNICATIONS DEPARTMENT

Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to enter orders granting applications AD-435r and AD-436r. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE and Commissioner Frank Landis excused not voting.

AD-435r In the Matter of Communication Strategies, Inc., Clayton, Missouri, seeking authority to register the connection of an automatic dialing-announcing device.

AD-436r In the Matter Leading Edge Recovery Solutions, LLC, Chicago, Illinois, seeking authority to register the connection of an automatic dialing-announcing device.

C-3872 In the Matter of Geneva Broadband, LLC (GBB), Geneva, seeking a Certificate of Public Convenience and Necessity to provide local exchange service in areas of Nebraska currently served by Windstream Communications, Inc.: Motion made by Commissioner Rod Johnson, seconded by Commissioner Jerry Vap, to enter an order of clarification. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

C-3912 In the Matter of Budget Prepay, Inc. d/b/a Budget Phone, Bossier City, Louisiana, seeking to withdraw its certificates of authority to provide local exchange and interexchange telecommunication services in the State of Nebraska: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

COMMUNUCATIONS DEPARTMENT (Cont.)

C-3915 In the Matter of Reduced Rate Long Distance, LLC, Orlando, Florida, and Horizon Telecom, Inc., Las Vegas, Nevada, seeking approval of an asset purchase agreement: Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

C-3918 In the Matter of Fast Phones of Nebraska Corp., Lincoln, seeking authority to withdraw its certificate of authority and its tariff within the State of Nebraska: Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

C-3919 In the Matter of CTC Communications Corp, Waltham, Massachusetts, seeking authority to withdraw their interexchange certificate within the State of Nebraska: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

C-3916 In the Matter of Qwest Corporation, Denver, Colorado, seeking Wireline Interconnection Agreement with Bandwidth.com CLEC, LLC, Cary, North Carolina: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an order approving the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Gene Hand reviewed the April 2008 Numbering Plan Area forecasted exhaust analysis released by the Federal Communications Commission. The analysis reflects that the forecasted exhaust date for the 402 area code has been moved from the 4th quarter of 2009 to the 2nd quarter of 2010 and the exhaust date for the 308 area code has also been extended from the 3rd quarter of 2030 to the 4th quarter of 2030.

Gene Hand informed the Commission that Windstream Nebraska, Inc. has provided notice of its intention to increase basic local exchange rates for its business customers effective on August telephone bills. Business customers subscribing to a Windstream Business Connect Bundle will not see an increase in their bundle rate. If the Commission receives 443 complaints on or before August 26, 2008, a Commission review of the proposed rate increase will occur.

COMMUNUCATIONS DEPARTMENT (Cont.)

C-3554/ In the Matter of the Commission, on its own motion, seeking
PI-112/ to investigate whether the zones established in Docket
NUSF-50 C-2516 are appropriate in light of NUSF-26 findings and
conclusions. Commissioners Jerry Vap and Frank Landis
presiding as Hearing Officers. This matter was discussed during the
Nebraska Telecommunications Infrastructure and Public Safety Depart-
ment agenda.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-24.23 In the Matter of the Commission, on its own motion, seeking
to develop policies and process requests for access to GIS
data and the GIS Repository: Adams County. Motion made by Commis-
sioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an
order granting access. Motion passed with Commissioners Anne Boyle,
Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner
Frank Landis excused not voting.

911-31.01 In the Matter of the Commission, on its own motion, seeking
to establish surcharges assessed on users of prepaid wire-
less service and methods for the collection and remittance of sur-
charges from carriers offering prepaid wireless services: TracFone
Wireless, Inc. Motion made by Commissioner Jerry Vap, seconded by
Commissioner Tim Schram, to enter an order approving a stipulation and
granting a stay. Motion passed with Commissioners Anne Boyle, Rod
Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank
Landis excused not voting.

Jeff Pursley informed the Commission that the next Wireless
E911 Advisory Board meeting is scheduled for July 14, 2008 at 10:00
a.m. in the Commission Hearing Room, Lincoln.

NUSF- In the Matter of Jeffrey L. Pursley, Director, Nebraska
37.155 Telecommunications Infrastructure and Public Safety Depart-
ment, Nebraska Public Service Commission, Complainant, v.
QuantumShift Communications, Inc., Respondent: Motion made by Commis-
sioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an
order dismissing the Complaint. Motion passed with Commissioners Anne
Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commis-
sioner Frank Landis excused not voting.

NUSF-50/ In the Matter of the Commission, on its own motion, seeking
C-3554/ to make adjustments to the universal service fund mechanism
PI-112 established in NUSF-26: Commissioners Frank Landis and
Jerry Vap presiding as Hearing Officers. Jeff Pursley dis-
cussed Qwest's Motion for Interim Porting Mechanism received April 24,
2008.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

NUSF-57 In the Matter of the Commission, on its own motion, seeking to administer the Nebraska Telehealth Program: Jeff Pursley discussed Qwest's charges for the expedited and service cancellation charges related to moving lines in Grand Island College Park. Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson to approve the actual costs of \$10,982.96 related to moving lines in Grand Island College Park. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Jeff Pursley discussed NUSF Late-Filed Carrier Remittances. Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to levy late-fees against AirCell, Inc., Granite Telecommunications, LCR Telecommunications and Telenational Communications and that Complaints be opened against STI Prepaid LLC f/k/a Dial Around, Paetec Communications and Sagir, Inc. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

NATURAL GAS DEPARTMENT

Motion made by Commissioner Rod Johnson, seconded by Commissioner Jerry Vap, to send the proposed Commission response to refinancing of debt outlined in a letter received from NorthWestern Energy. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

LEGISLATIVE REPORT

Angela Melton discussed successful legislation from the 2008 Session.

TRANSPORTATION DEPARTMENT

B-1683 In the Matter of CUSA ES, LLC, dba Express Shuttle, Bismarck, North Dakota, seeking to extend its authority in Certificate Number B-1683: Mark Breiner advised the Commission that an appeal of the Commission's decision was filed in District Court by the applicant under Docket C108-1582.

MCC-3162 In the Matter of Mark Breiner, Director, Nebraska Public Service Commission, vs. SDG Transportation, Inc., Omaha. Commissioner Landis presiding as Hearing Officer: Mark Breiner advised the Commission that a Hearing Officer's Order was entered April 30, 2008, continuing the hearing previously scheduled for May 6, 2008, to a date later to be determined.

TRANSPORTATION DEPARTMENT (Cont.)

Rate Division

BR-332 In the Matter of the League of Human Dignity, Petitioner, vs. R&F Hobbies, Inc., dba Prince of the Road, Transport Plus, Inc., Caring Network, Inc., Midlands Services Link, Inc., A-1 Transportation, LLC, dba A-1 Special Services, Hope Transportation, Inc., Prime Consultants, Inc., dba Goodwill Medical Transportation, Inc., Respondents: Upon agreement of all Commissioners present, a hearing was scheduled for July 16, 2008, at 9:30 a.m. in the Commission Hearing Room. Commissioner Anne Boyle was appointed Hearing Officer.

TR-162 In the Matter of Daniel W. and Susan L. Sindt, dba Kearney Cab Company, Kearney, seeking authority to adjust its rates and charges: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an order granting the application on an emergency basis. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

MR-930 In the Matter of Movers and Warehouse Division, Nebraska Motor Carriers Association, Lincoln, seeking authority to establish a fuel surcharge in Nebraska Official Goods Tariff 7F: The fuel surcharge was increased to \$1.20 per mile.

GRAIN WAREHOUSE DEPARTMENT

GW/GD-1599 In the Matter of Alvo Grain and Feed, Inc., Alvo and Ashland: John Fecht updated the Commission on the status of this docket.

Grain Dealer Division

GD-2803 In the Matter of Bryan Linders, Rushville, NE, seeking cancellation of its Grain Dealer License: The license was cancelled effective April 1, 2008.

GENERAL ADMINISTRATION

Motion made by Commissioner Rod Johnson, seconded by Commissioner Jerry Vap, to approve Executive Director's recommendation to approve the following Commission invoices. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

AS Central Finance - Communications	\$	3,608.55
HHS Finance & Support		891.39
HHS Finance & Support		2,109.62
HHS Finance & Support		5,965.49
Larry Fauss		990.00

GENERAL ADMINISTRATION (Cont.)

NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM

Alternative Hearing	\$ 1,470.00
B Hear Inc.	1,880.71
Beltone	2,008.80
Grand Island Hearing Aid	1,144.37
Hearing Aid Center of Columbus	324.80
Carl A. Johnson Jr.	1,605.51
Johnson Hearing Aid Service	414.28
K-D Communications	3,704.40
Professional Hearing Aid Services	1,114.65
Teltex	1,021.15
U-Save Pharmacy & Medical Supply	799.00
Western ENT Associates	509.89
Sherard Hearing Aid Center	981.40
Sherard Hearing Aid Center	557.50

Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to authorize the Commissioners to travel to and attend the National Association of Regulatory Utility Commissioners (NARUC) Summer Conference to be held in Portland, Oregon, from July 19 through July 23, 2008. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation to authorize one Commission staff member to travel to and attend the National Association of Regulatory Utility Commissioners (NARUC) Summer Conference to be held in Portland, Oregon, from July 18 through July 23, 2008. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

The meeting adjourned at 10:38 a.m. with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Gerald Vap present and Commissioner Frank Landis excused. The next regularly scheduled meeting will be held on May 6, 2008, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on May 5, 2008.

Chair

Executive Director